

**BEFORE THE ARIZONA BOARD OF
OSTEOPATHIC EXAMINERS IN MEDICINE AND SURGERY**

IN THE MATTER OF:)

JON AUSTIN, D.O.)

Holder of License No. 1395 for the)
practice of osteopathic medicine in the)
State of Arizona.)

**STIPULATION AND CONSENT
ORDER FOR SURRENDER OF
LICENSE**

CASE No: 2747

STIPULATION

By mutual agreement and understanding, the Arizona Board of Osteopathic Examiners (hereafter "Board") and Jon Austin, D.O. (hereinafter "Respondent"), the parties hereto agree to the following disposition to this matter.

1. Respondent acknowledges that he has read this Stipulation and Consent Order; and, Respondent is aware of and understands the content of this document.
2. Respondent understands that by entering into this Stipulation, he voluntarily relinquishes any rights to a hearing on the matters alleged as grounds for Board action or to seek judicial review of the consent order in state or federal court.
3. Respondent understands that this Stipulation and Consent Order will not become effective unless approved by the Board and signed by its Executive Director.
4. Respondent further understands that this Stipulation and Consent Order, once approved and signed, shall constitute a public record as required by A.R.S. §§ 32-1855 (K).
5. Respondent admits to the statement of facts contained in this Stipulated Consent Order.
6. All admissions made by Respondent are solely for final disposition of this matter and any subsequent administrative proceedings or litigation involving the Board, Respondent and the State of

Arizona; and, therefore, said admissions by Respondent are not intended for any other purpose or administrative regulatory proceeding or litigation in another state or federal court.

7. Respondent acknowledges and agrees that upon signing and returning this document (or a copy thereof) to the Board's Executive Director, he may not later revoke or amend this Stipulation or any part of the Consent Order, although said Stipulation has not yet been accepted by the Board and issued by its Executive Director, without first obtaining Board approval.

STATEMENT OF FACTS

8. This matter came before the Board of Osteopathic Examiners in Medicine and Surgery (hereafter "Board") at a public meeting on October 14, 2000 regarding Jon Austin, D.O. (hereafter "Respondent"); and, the Board and Respondent mutually agree to the surrender of Respondent's license.

9. The Arizona Board of Osteopathic Examiners in Medicine and Surgery is empowered, pursuant to A.R.S. § 32-1800, et seq to regulate the licensing and practice of osteopathic medicine in the State of Arizona.

10. Respondent is a licensee of the Board and the holder of License No. 1395 for the practice of osteopathic medicine in the State of Arizona.

11. Information was brought to the attention of the Board on or about August 19, 2000 that Respondent may be medically and/or psychologically unable to safely and skillfully engage in the practice of medicine.

12. On August 19, 2000, the Board entered into a Board Order for Summary Suspension pending proceedings for revocation or other actions. Respondent appeared confused, unable to respond to questions regarding the appropriateness and purpose of prescribing Viagra and irrational.

DB says #2747

Suspended under
2832 &

Minutes say Sus & Surrendered
on 2832

10/4/2000 - Order says Oct 1/8

13. At the August 19, 2000 Board Meeting, Respondent requested that the Board to allow him to voluntarily withdraw from the practice of medicine due to his current health status.

ORDER

Pursuant to the authority vested in the Board, **IT IS HEREBY AGREED AND ORDERED THAT:**

Jon Austin, D.O. ("Respondent") shall voluntarily **SURRENDER** his license to practice as an osteopathic physician in the State of Arizona; and,

Respondent shall, within ten (10) days from the effective date of this Consent Order, return by U.S. mail or personal delivery to the Board's office all documents in his possession establishing Board licensure to practice as an osteopathic physician; and,

Respondent shall no longer engage in the practice of medicine in the State of Arizona, after the effective date of this Order.

In the event that Respondent makes application for licensure by the Board in the future, he must satisfy all of the applicable statutory and Board administrative rule requirements for licensure.

Service of this Consent Order is effective upon either personal delivery or the date of mailing, by U.S. certified mail, addressed to Respondent's last known address of record with the board. See A.R.S. § 31-1855(F).

REVIEWED AND ACCEPTED this 19 day of September 2000.

Jon Austin D.O.
Jon Austin, D.O.

STATE OF ARIZONA)

County of Pima *maricopa*)

SS

This instrument was acknowledged before me this 19 day of Sept, 2000 by the above-named individual.

[Signature]

Notary Public

My Commission expires:



REVIEWED AND APPROVED as to form by counsel for Respondent on this _____ day of 09/19, 2000.

[Signature]

DATED AND EFFECTIVE this ~~19~~ day of ~~Sept.~~, 2000.

for Octob/ab
ARIZONA BOARD OF OSTEOPATHIC EXAMINERS
IN MEDICINE AND SURGERY

By: *[Signature]*

Ann Marie Berger, Executive Director
9535 E. Doubletree Ranch Rd.
Scottsdale AZ 85258-5539
(602) 657-7703

Copy mailed by U.S. certified mail
(return receipt requested) this 5th
day of October, 2000 to:

Jon Austin, D.O.
3836 w. Parkview Ln.
Glendale AZ 85310

Date - in DB is
10-4-2000
Public Mtg 10/14/2000
Signed
9-19

DATE :

Copy mailed this 5th day of
October, 2000 to:

Blair Driggs
Assistant Attorney General
CIV/LES
1275 W. Washington
Phoenix AZ 85007

Tom Dennis
Assistant Attorney General
Solicitor General's Office
1275 W. Washington
Phoenix AZ 85007

Arizona Board of Pharmacy
5060 N. 19th Ave., Suite 101
Phoenix AZ 85015

Drug Enforcement Administration
Attention: Diversion Section
3010 N. 2nd St
Phoenix AZ 85012

Celina Shepherd